261/ BOX SEC



Attorney Docket No. 20429/9-C

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#7 8:2 8:08:03

APPLICANT: Seth Haberman, et al.

Confirmation No.:

5373

APPL. NO.:

09/841,465

Group Art Unit:

2611

FILED:

April 24, 2001

Examiner:

A. Faile

FOR:

SYSTEM AND METHOD FOR SIMULTANEOUS BROADCAST FOR

PERSONALIZED MESSAGES

\*

#### **CERTIFICATE OF MAILING**

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Commissioner for Patents, P.Q. Box 1450, Alexandria VA 22313-1450 on:

By: June E. Kaps

July 23, 200

## SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT SUBMITTING REFERENCES ON COMPACT DISC

Commissioner for Patents P.O. Box 1450 Alexandria VA 22313-1450

Sir:

Pursuant to 37 C.F.R. §§ 1.97 and 1.98, applicant hereby submits an Information Disclosure Statement for consideration by the Examiner.

RECEIVED

JUL 3 1 2003

#### I. <u>LIST OF PATENTS, PUBLICATIONS OR OTHER INFORMATION</u>

The patents, publications or other information submitted for consideration by the Office are listed on PTO-1449, attached hereto.

#### II. <u>COPIES</u>

a. X Submitted herewith on Compact Disc is a legible copy of (i) each U.S and foreign patent; (ii) each publication or that portion which caused it to be listed; and (iii) all other information or that portion which caused it to be listed.

#### III. CONCISE EXPLANATION OF THE RELEVANCE

(check at least one box)

a. <u>X</u>	Except as may be indicated below in (b), all of the patents, publications
	or other information are in the English language or were cited in an
	English language Search Report, a copy of which is attached hereto
	(concise explanation not required).
b	A concise explanation of the relevance of all patents, publications or other
	information listed that is not in the English language is as follows:
c	The following additional information is provided for the Examiner's
	consideration:

Application No. 09/841,465 Filed: April 24, 2001 Group Art Unit: 2611

### <u>FEES</u>

ſV.	THIS IDS I	S BEING FILED UNDER 37 C.F.R. § 1.97(b)
	(check one l	box)
-	a	within three months of the filing date of a national application (37
		C.F.R. § 1.97(b) (1)). No fee or certification is required.
	b	within three months of the date of entry of the national stage as set forth
		in §1.491 in an international application (37 C.F.R. § 1.97(b) (2)). No fee
		or certification is required.
	c. <u>X</u>	before the mailing date of a first Action on the merits (37 C.F.R. §
		1.97(b) (3)). No fee or certification is required. In the event that a first
		Office Action on the merits has been issued, please consider this IDS
		under 37 C.F.R. § 1.97(c) and see the certification under 37 C.F.R. §
		1.97(e)below, or, if no certification has been made, charge our deposit
		account a fee in the amount of \$180.00 as required by 37 C.F.R. § 1.17(p).
V.	THIS IDS IS	S BEING FILED UNDER 37 C.F.R. § 1.97(c):
	(check one l	pox)
	before the m	nailing date of a Final Office Action under 37 C.F.R. § 1.113 (See 37 C.F.R. §
	1.97(c) (1))	or before the mailing date of a Notice of Allowance under 37 C.F.R. § 1.311
	(See 37 C.F	.R. § 1.97(c) (2)).
	a	No certification; therefore, a fee in the amount of \$180.00 is required by
		37 C.F.R § 1.17(p).
		or
	h	See the certification below. No fee is required

#### VI. <u>CERTIFICATION UNDER 37 C.F.R. § 1.97(e)</u> (check <u>only</u> one box)

The undersig	ned hereby certifies that
0	each item of information contained in the IDS was cited in a
a	communication from a foreign Patent Office in a counterpart foreign
	application not more than three months prior to the filing of this IDS; or
b	
	from a foreign Patent Office in a counterpart foreign application or, to the
	best of my knowledge after making reasonable inquiry, was known to any
	individual designated in 37 C.F.R. § 1.56(c) more than three months prior
•	to the filing of this statement.
c	Some of the items of information were cited in a communication from a
	foreign Patent Office. As to this information, the undersigned certifies
	that each item of information contained in the IDS was cited in a
	communication from a foreign Patent Office in a counterpart foreign
	application not more than three months prior to the filing of this IDS. As
	to the remaining information, the undersigned hereby certifies that no
	item of this remaining information contained in the IDS was cited in a
	communication from a foreign Patent Office in a counterpart foreign
	application or, to the best of my knowledge after making reasonable
	inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c)
	more than three months prior to the filing of this statement.
	Please charge Deposit Account No. 500369 in the amount of \$180.00 for the
	above-indicated fee. A triplicate copy of this paper is attached.

No fee is required.

Application No. 09/841,465 Filed: April 24, 2001 Group Art Unit: 2611

# VII. THIS IDS IS BEING FILED UNDER 37 C.F.R. § 1.704(d) (PATENT TERM ADJUSTMENT)

Applies to original applications (other than design) filed on or after May 29, 2000

a.		Each item of information contained in the Information Disclosure
		Statement was cited in a communication from a foreign patent office in a
		counterpart application and this communication was not received by any
		individual designated in § 1.56(c) more than thirty days prior to the filing
		of the Information Disclosure Statement.
b.	X	Enclosed herewith is form PTO-1449.
c.	X	Copies of cited references are enclosed on a Compact Disc.
d.		The listed references were cited in the enclosed International Search.
		Report in a counterpart foreign application.

Application No. 09/841,465

Filed: April 24, 2001 Group Art Unit: 2611

If the Examiner has any questions concerning this IDS, he/she is requested to contact the undersigned. If it is determined that this IDS has been filed under the wrong rule, the PTO is requested to consider this IDS under the proper rule (with a petition, if necessary) and charge the appropriate fee to Deposit Account No. 500369.

Respectfully submitted,

Date

David D. Lowry

Registration No. 38,538

**BROWN RUDNICK BERLACK ISRAELS** 

One Financial Center Boston, MA 02111 Customer No. 21710

Tel: (617) 856-8399

#1213951 v\1 - michaebl - 0\_v01!.doc - 20429/9

eannici.			Date.	DECEIV		<del> </del>	
Examiner:			Date:				
					dir		
	OTHER DOCUMENTS	INCLUDING A	UTHOR, TITLE, DATE, PERTIN	 ENT PAGES, E	TC.)	1	
	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRAN Y/N	
		FOREIGN	PATENT DOCUMENTS		T	1	
- V	4,847,698	7/1989	Freeman	358	343		
	4,789,235	12/1988	Borah et al.	351	246		
	4,716,410	12/1987	Nozaki	358	86		
	4,703,423	10/1987	Bado et al.	395	201		
	4,638,359	1/1987	Watson	358	142		
	4,625,235	11/1986	Watson	358	86		
	4,602,279	7/1986	Freeman	358	86		
	4,573,072	2/1986	Freeman	358	86		
	4,475,123	10/1984	Dumbauld et al.	358	86		
	4,331,974	5/1982	Cogswell et al.	358	86		
	3,639,686	2/1972	Walker et al.	455	4.1		
	3,366,731	1/1968	Wallerstein	358	86		
	2002/0092017	7/2002	Klosterman et al.	725	35		
	2002/0095676	7/2002	Knee et al.	725	46		
INITIAL	NUMBER  RE-34,340	<b>DATE</b> 8/1993	INVENTOR Freeman	CLASS 358	CLASS 86	DATE II APPR	
EXAM.	DOCUMENT	UNITEDSIAL	TES PATENT DOCUMENTS		SUB	FIL.	
UNITED STATE		FILING DATE: ART UNIT: April 24, 2001 2611					
			APPLICANT(S): Seth Haberman,	et al.			
. INFORMA	ATION DISCLOSURE ST	ATEMENT	20429/9-C 09/841,465				
	FORM PTO-1449	A CONTINUENCE	ATTY DOCKET NO.		ERIAL NO		

JUL 3 1 2003

	FORM PTO-1449 TION DISCLOSURE ST.	ATTY DOCKET NO. SERIAL NO. 09/841,465				
			APPLICANT(S): Seth Haberman,	et al.		
			FILING DATE: April 24, 2001	1	ART UNIT: 2611	
		UNITED STAT	TES PATENT DOCUMENTS			
EXAM. INITIAL	DOCUMENT NUMBER	DATE	INVENTOR	CLASS	SUB CLASS	FIL. DATE II APPR
	4,847,699	7/1989	Freeman	358	343	
	4,847,700	7/1989	Freeman	358	343	
	4,850,007	7/1989	Marino et al.	379	67	
	4,918,516	4/1990	Freeman	358	86	
	5,099,422	3/1992	Foresman et al.	358	86	
	5,105,184	4/1992	Pirani et al.	345	115	
	5,155,591	10/1992	Wachob	455	4.2	
	5,173,900	12/1992	Miller et al.	370	110.1	
	5,220,501	6/1993	Lawlor et al.	380	24	
	5,231,494	7/1993	Wachob	358	146	
	5,260,778	11/1993	Kauffman et al.	358	86	
	5,305,195	4/1994	Murphy	705	1	
	5,343,239	8/1994	Lappington et al.	348	12	
	5,347,632	9/1994	Filepp et al.	395	200.32	
	5,361,393	11/1994	Rossillo	395	651	
		FOREIGN	PATENT DOCUMENTS			
	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRAN Y/N
	OTHER DOCUMENTS (	INCLUDING A	UTHOR, TITLE, DATE, PERTIN	ENT PAGES, E	TC.)	
xaminer:			Date:			

JUL 3 1 2003

\3	A STATE OF THE STA		T				
NEON	FORM PTO-1449 MATION DISCLOSURE STA		ATTY DOCKET NO.		ERIAL NO. )9/841,465		
. INFORM	MATION DISCLOSURE STA	TEMENT	20429/9-C				
			APPLICANT(S): Seth Haberman,	et al.			
•			FILING DATE: April 24, 2001	A	ART UNIT: 2611		
		UNITED STAT	ES PATENT DOCUMENTS				
EXAM. INITIAL	DOCUMENT NUMBER	DATE	INVENTOR	CLASS	SUB CLASS	FIL. DATE IF APPR	
	5,377,354	12/1994	Scnnell et al.	395	673		
	5,424,770	6/1995	Schmelzer et al.	348	9		
	5,442,771	8/1995	Filepp et al.	395	200.49		
	5,446,919	8/1995	Wilkins	455	6.2		
	5,448,568	9/1995	Delpuch et al.	372	94.2		
	5,499,046	3/1996	Schiller et al.	348	6		
	5,515,270	5/1996	Weinblatt	395	214		
	5,519,433	5/1996	Lappington et al.	348	2		
	5,526,035	6/1996	Lappington et al.	348	13		
	5,537,141	7/1996	Harper et al.	348	12		
.,,	5,548,532	8/1996	Menand et al.	364	514		
	5,566,353	10/1996	Cho et al.	455	2		
	5,584,025	12/1996	Keithley et al.	707	104		
		FOREIGN I	PATENT DOCUMENTS	*			
	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRAN Y/N	
	OTHER DOCUMENTS (	INCLUDING A	UTHOR, TITLE, DATE, PERTINI	ENT PAGES, E	TC.)		
		-					
				····			
4.0							
Examiner:			Date:				

JUL 3 1 2003

FORM PTO-1449 INFORMATION DISCLOSURE STATEMENT			ATTY DOCKET NO. SERIAL NO. 09/841,465				
			APPLICANT(S): Seth Haberman,	et al.			
•			FILING DATE: April 24, 2001	A	ART UNIT: 2611		
•		UNITED STAT	ES PATENT DOCUMENTS				
EXAM. INITIAL	DOCUMENT NUMBER	DATE	INVENTOR	CLASS	SUB CLASS	FIL. DATE IF APPR	
	5,594,910	1/1997	Filepp et al.	395	800		
	5,617,142	4/1997	Hamilton	348	405		
	5,632,007	5/1997	Freeman	395	75		
	5,636,346	6/1997	Saxe	395	201		
	5,638,113	6/1997	Lappington et al.	348	12		
	5,682,196	10/1997	Freeman	348	13		
	5,717,923	2/1998	Dedrick	707	102		
	5,724,091	3/1998	Freeman et al.	348	13		
	5,724,521	3/1998	Dedrick	705	26		
	5,734,413	3/1998	Lappington et al.	348	12		
	5,740,388.	4/1998	Hunt	395	328		
	5,740,549	4/1998	Reilly et al.	705	14		
	5,761,601	6/1998	Nemirofsky et al.	455	3.1		
	5,764,275	6/1998	Lappington et al.	348	12		
		FOREIGN	PATENT DOCUMENTS		T	1	
	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRAN Y/N	
	OTHER DOCUMENTS (	INCLUDING A	UTHOR, TITLE, DATE, PERTINI	 ENT PAGES, E	TC.)		
Examiner:			Date:				

JUL 3 1 2003



FORM PTO-1449 INFORMATION DISCLOSURE STATEMENT			ATTY DOCKET NO. 20429/9-C		ERIAL NO. 09/841,465		
•			APPLICANT(S): Seth Haberman, et al.				
			FILING DATE: April 24, 2001		ART UNIT:		
•		UNITED STAT	TES PATENT DOCUMENTS			-	
EXAM. INITIAL	DOCUMENT NUMBER	DATE	INVENTOR	CLASS	SUB CLASS	FIL. DATE II APPR	
	5,768,521	6/1998	Dedrick	395	200.54		
	5,774,664	6/1998	Hidary et al.	395	200.48		
	5,784,095	7/1998	Robbins et al.	348	6		
	5,784,528	7/1998	Yamane et al.	386	112		
	5,796,945	8/1998	Tarabella	395	200.49		
	5,802,314	9/1998	Tullis et al.	395	200.76		
	5,825,884	10/1998	Zdepski et al.	380	25		
	5,867,208	2/1999	McLaren	348	13		
	5,887,243	3/1999	Harvey et al.	455	3.1		
	5,913,031	6/1999	Blanchard	395	200.34		
	5,917,830	6/1999	Chen et al.	370	487		
	5,929,850	7/1999	Broadwin et al.	345	327		
	5,931,901	8/1999	Wolfe et al.	709	206		
		FOREIGN	PATENT DOCUMENTS				
	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRAN Y/N	
	OTHER DOCUMENTS (	INCLUDING A	UTHOR, TITLE, DATE, PERTIN	ENT PAGES, E	TC.)		
Examiner:			Date:	-	<del>.</del>		

JUL 3 1 2003



Sheet 6 of 7

. INFORM	FORM PTO-1449 MATION DISCLOSURE STA	ATTY DOCKET NO. 20429/9-C	SERIAL NO. 09/841,465			
			APPLICANT(S): Seth Haberman, e	t al.		
•			FILING DATE: April 24, 2001	A	ART UNIT: 2611	
•		UNITED STATI	ES PATENT DOCUMENTS		,	
EXAM. INITIAL	DOCUMENT NUMBER	DATE	INVENTOR	CLASS	SUB CLASS	FIL. DATE IF APPR
	5,937,331	8/1999	Kalluri et al.	455	6.1	
	5,978,799	11/1999	Hirsch	707	4	
	5,986,692	11/1999	Logan et al.	348	13	
	6,018,768	1/2000	Ullman et al.	709	218	
	6,026,368	2/2000	Brown et al.	705	14	
	6,038,000	3/2000	Hurst Jr., et al.	348	845	
	6,038,367	3/2000	Abecassis	386	46	
	6,049,569	4/2000	Radha et al.	375	240	
	6,075,551	6/2000	Berezowski et al.	348	9	
	6,108,486	8/2000	Sawabe et al.	386	98	
	6,137,834	10/2000	Wine et al.	375	240	
	6,141,358	10/2000	Hurst, Jr. et al.	370	543	
	6,160,570	12/2000	Sitnik	348	1	
	6,304,853	10/2001	Loncteaux	705	14	
	6,343,287	1/2002	Kumar et al.	707	4	
		FOREIGN F	PATENT DOCUMENTS		<u></u>	
	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRAN Y/N
	OTHER DOCUMENTS (	INCLUDING AU	UTHOR, TITLE, DATE, PERTINE	NT PAGES, E	TC.)	
Examiner:			Date:	RECEIVE	D	

JUL 3 1 2003



Sheet 7 of 7

. INFORM	FORM PTO-1449 IATION DISCLOSURE STA	28. 50. 10	ATTY DOCKET NO. 20429/9-C		ERIAL NO. 09/841,465	
1			APPLICANT(S): Seth Haberman,	, et al.		
•			FILING DATE: April 24, 2001	F	ART UNIT: 2611	
•		UNITED STAT	TES PATENT DOCUMENTS			
EXAM. INITIAL	DOCUMENT NUMBER	DATE	INVENTOR	CLASS	SUB CLASS	FIL. DATE IF APPR
	6,411,992	6/2002	Srinivasan	709	218	
	6,424,991	6/2002	Gish	709	203	7/1996
	6,466,975	10/2002	Sterling	709	223	1/2000
		FOREIGN	PATENT DOCUMENTS		<del></del>	
	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRAN Y/N
	OTHER DOCUMENTS (	INCLUDING A	AUTHOR, TITLE, DATE, PERTINI	ENT PAGES, E	TC.)	
Examiner:			Date:			

RECEIVED

JUL 3 1 2003

OIPE CONTROL OF SOURCE PROPERTY OF SOURCE PROPERTY

			_ 6
Elle Edit Yiew Lo	ools <u>H</u> elp		
♣ Back + ⇒ + €	Folders SHistory	B  C X 2P 2P	
Address 🙆 09 841 465	(D:)		⊙ ∂ও
RE-34340.pdf	US-5343239-A1.pdf	☑US-5734413pdF	<b>™</b> US-6049569pdf
US-3366731pdf	🔁 US-5347632-A1.pdf	🔁 U5-5740388pdf	<b>2</b> US-6075551-,pdf
U5-3639686-A.pdf	🔁 US-5361393-A1.pdf	🔁 US-5740549pdf	<b>□</b> US-6108486pdf
U5-4331974pdf	🔁 US-5377354-A1 .pdf	🔁 US-5761601pdf	DUS-6137834pdf
US-4475123pdf	<b>L</b> U5-5424770pdf	🔁 US-5764275pdf	<b>D</b> US-6141358pdf
U5-4573072pdf	🔁 US-5442771pdf	🔁 US-5768521pdf	🔁 ∪5-6160570pdf
U5-4602279pdf	🔁 US-5446919pdf	🔁 US-5774664pdf	瓦US-6304852pdf
US-4625235pdf	US-5448568pdf	🗖 US-5784095pdf	风US-6343287pdf
U5-4638359-A.pdf	US-5499046pdf	🗖 US-5784528pdf	DUS-6411992pdf
U5-4703423pdf	LUS-5515270pdf	US-5796945pdf	□U5-6424991pdf
US-4716410pdf	LUS-5519433pdf	LUS-5802314pdf	DUS-6466975pdf
US-4769235-,pdf	12 US-5526035pdf	US-5825884pdf	USApp20020092017.pdf
US-4847698-A.pdf	□ U5-5537141pdf	US-5867208pdf	TJUSApp20020095676.pdf
US-4847699-A.pdf	12 US-5548532pdf	12 US-5887243pdf	
US-4847700-A.pdf	12 US-5566353-A.pdf	12 US-5913031-,pdf	
US-4850007pdf	US-5584025pdf	US-5917830pdf	
U5-4918516-A1.pdf	LUS-5594910-A1 pdf	LUS-5929850pdf	
U5-5099422-,pdf	US-5617142-A1.pdf	US-5931901-,pdf	`
US-5105184pdf	LUS-5632007-A1.pdf	12-US-5937331pdf	
JUS-5155591pdf	US-5636346-A1.pdf	US-5978799pdf	
US-5173900pdf	LAUS-5638113-A1.pdf	US-5986692pdf	
US-5220501pdf	LUS-5682196-A1.pdf	12 US-6018768pdf	
,		13 US-6026368pdf	
US-5231494pdf	US-5717923pdf	1305-6038000pdf	
US-5260778pdf	U5-5724091pdf	<u></u>	
US-5305195-A1.pdf	LUS-5724521pdf	US-6038367pdf	
object(s)		FOR CHEST GRADE	154 MB
RStart Sinbox - Mi	croso    DOCS Open	Microsoft Word   内4	Acrobat Reader 09 841 465 (D:) 4 0 3:03 PM

Appl. No. 09/841,465 Filed: Apr 24, 2001

RECEIVED

JUL 3 1 2003